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Attorneys for Defendant Stewart Title Guaranty Company

WALSH SECURITIES, INC.,

Plaintiff,

vs.

CRISTO PROPERTY MANAGEMENT,
LTD., a/k/a G.J.L. LIMITED, DEK
HOMES OF NEW JERSEY, INC.,
OAKWOOD PROPERTIES, INC.,
NATIONAL HOME FUNDING, INC.,
CAPITAL ASSETS PROPERTY
MANAGEMENT & INVESTMENT CO.,
INC., CAPITAL ASSETS PROPERTY
MANAGEMENT, L.L.C., WILLIAM
KANE, GARY GRIESER, ROBERT
SKOWRENSKI, II, RICHARD
CALANNI, RICHARD DIBENEDETTO,
JAMES R. BROWN, THOMAS BRODO,
ROLAND PIERSON, STANLEY YACKER,
ESQ., MICHAEL ALFIERI, ESQ.,
RICHARD PEPSNY, ESQ., ANTHONY
M. CICALESE, ESQ., LAWRENCE
CUZZI, ANTHONY D'APOLITO, DAP
CONSULTING, INC., COMMONWEALTH
LAND TITLE INSURANCE CO.,
NATIONS TITLE INSURANCE OF NEW
YORK, INC., FIDELITY NATIONAL
TITLE INSURANCE CO. OF NEW
YORK, COASTAL TITLE AGENCY, and
STEWART TITLE GUARANTY COMPANY,
IRENE DIFEO, DONNA PEPSNY and
WEICHERT REALTORS,

Defendants

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

CV 97-3496 (WGB)

Hon. William G. Bassler

NOTICE OF MOTION

Oral Argument Requested

TO: Robert Magnanini, Esq.
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- and -

Attached Counsel List

PLEASE TAKE NOTICE that on Monday, July 11, 2005, at 9:00 a.m., or as soon thereafter as counsel may be heard, Gibbons, Del Deo, Dolan, Griffinger & Vecchione, A Professional Corporation, attorneys for defendant, Stewart Guaranty Company (referred to as "Stewart"), shall move before the Honorable William G. Bassler, U.S.D.J., in the United States District Court for the District of New Jersey, M. L. King, Jr. Federal Building & Courthouse, 50 Walnut Street, Newark, New Jersey, for an Order pursuant to Fed. R. Civ. P. 12(b) dismissing the Third Amended Complaint as to Stewart.

PLEASE TAKE FURTHER NOTICE that a copy of the proposed Order is included with this Notice.

PLEASE TAKE FURTHER NOTICE that, in support of the Motion, Stewart shall rely on the accompanying Memorandum of Law, and all other pleadings and memoranda on file in this matter.

PLEASE TAKE FURTHER NOTICE that no trial is presently scheduled in this matter.

PLEASE TAKE FURTHER NOTICE that Stewart requests oral argument in the event this Motion is contested.

Dated: March 28, 2005
Newark, New Jersey

By: s/ Frederick W. Alworth (FA-6977)
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WALSH SECURITIES V. CRISTO MANAGEMENT LTD.
Civil Action CV 97-3496 (WGB)

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